

REMARKS

Applicant acknowledges that the office action response received on January 2, 2009 included the wrong papers. The correct response is repeated below.

Applicant has reviewed and considered the Office Action mailed on October 8, 2008, and the references cited therewith. Claim 16 is amended, claims 1-7, 23-25, 30, 36, and 37 are canceled, and claims 38-44 are added; as a result, claims 8, 12, 14-18, 33-35, and 38-44 are now pending in this application.

35 USC §103 Rejection of the Claims

Claims 1-7, 23-25, 30 and 33-37 were rejected under 35 USC § 103(a) as being unpatentable over Kardach et al. (U.S. Publication No. 2004/0204031), in view of Chang et al. (U.S. Publication No. 2004/0184466). Claims 1-7, 23-25, 30, 36, and 37 have been canceled, rendering this rejection moot with respect to those claims. Applicants respectfully traverse the rejection of claims 33-35 on the basis that a *prima facie* case of obviousness has not been presented. As stated in the Office Action, claim 33 has been rejected for the same reasons as claims 1 and 30 because they allegedly have “similar limitations.” Applicants respectfully disagree. Claims 1 and 30 are directed to methods for communicating with a portable computer, and so are methods that can be performed by a handheld device. In contrast, claim 33 is directed to a method for communicating *with* a handheld device, and so is a method that can be performed by a portable computer. Applicants respectfully submit that because the rejection of claims 33-35 relies on the erroneous assumption of similarity between the limitations recited in claim 33 and those recited in claims 1 and 30, a *prima facie* case of obviousness has not been presented. Accordingly, applicants respectfully submit that claims 33-35 are in condition for allowance.

Allowable Subject Matter

Applicants acknowledge that claims 8, 12, and 14-18 are allowed.

New Claims

Claims 38-44 have been added. Claims 38-44 recite a computer-readable medium with limitations corresponding to the limitations in claims 8, 12, and 14-18. Applicants respectfully submit that claims 38-44 are in condition for allowance for the same reasons as claims 8, 12, and 14-18.

Conclusion

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (952-473-8800) to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 50-4238.

Respectfully submitted,

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By their Representatives,

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